

**LOUISVILLE METRO CRIMINAL JUSTICE COMMISSION
MEETING SUMMARY**

Thursday, November 17, 2005

Members Present: Judge Kathleen Voor Montano, Chair; Judge Donald Armstrong, Jr.; Sheriff John Aubrey; Tom Campbell; Patricia Combs; Sheriall Cunningham; Frank Dufon; Judge Stephen George; Leo Smith (Designee for Dan Goyette); Roger Henderson; Steve Jenkins; Richard Lewis; Marjean Martin; Drew Jenkins (Designee for Tony Miller); Dave Stengel; Lt. Col. Terri Winstead (Designee for Chief White); Clarence Williams; and Louis Willis.

Excused Members: Kim Allen; Walker Cunningham; Rev. Charles Duncan; Gary Oetjen; and Tim Vize.

Guests Present: Maurice Risner (Jefferson County Public Schools); Russ Stapleton (Louisville Metro Police Department); Trish Berry (Office of Youth Development); Chris Lewis (Office of U.S. Rep. Northup); and Peggy Kidwell (Criminologist).

Staff Present: David Nicholson; Stephanie Stidham; Faith Hartlage, Bruce McMichael; Barbara West; and Harrison Hyden (intern).

I. WELCOME/CALL TO ORDER

In the absence of Judge Montano, Chair, for the opening of the meeting, Dave Stengel called the meeting to order and welcomed all in attendance.

II. APPROVAL OF MEETING SUMMARY OF OCTOBER 20, 2005 MEETING

The meeting summary of the October 20, 2005 meeting was unanimously approved as submitted.

III. CHAIR'S REPORT

Mr. Stengel announced that Robert Schmitt resigned from the Board. A Certificate of Appreciation from the Criminal Justice Commission acknowledging his service will be mailed to him. The Criminal Justice Commission staff will host a holiday reception on Monday, December 12th from 11:30 a.m. to 1:00 p.m. A flyer announcing the event is in the agenda packets. Additionally, the 2006 meeting schedule is included in the packets.

IV. PRESENTATION

Jack Ballantine, Louisville Bar Association (LBA) - presented background information on the LBA's creation of a Judicial Response Task Force. As the result of a recent U.S. Supreme Court ruling, Kentucky's rules governing judicial candidates have changed to remove the limitations on personal beliefs and political views. If judicial candidates choose to share their views, they will need to follow the Kentucky Code of Judicial Conduct, which states in part that: "a judge or candidate ... shall not intentionally or recklessly make a statement that a reasonable person would perceive as committing that judge or candidate to rule a certain way on a case, controversy, or issue that is likely to come before the court." With some 268+ judicial campaigns statewide (including 40+ seats in Jefferson County) in 2006, the LBA has launched

an education campaign to assist voters in making informed decisions on judicial candidates. Qualified members of the LBA are available to speak to groups to explain the function of the courts as established by law, the importance of a fair and impartial judiciary, and to counter campaign ads which may be misleading or misunderstood. LBA members do not endorse any particular candidate. There was discussion on the apprehension of some candidates that the new ruling will open the door to attack ads. Mr. Ballantine stated that one of the main focuses of the LBA's education campaign is to advise when misstatements have been made. The LBA presenters will also include examples of attack ads at their presentations. Mr. Ballantine encouraged Board members and potential candidates to use the services of the LBA on this issue.

V. COMMITTEE REPORTS/STAFF UPDATES/DIRECTOR'S REPORT

David Nicholson reported on the following:

A. Legislative Committee has received a request from the Louisville Youth Alliance with regard to juvenile records and expungement. The committee is also reviewing sex offender legislation. There are currently some twenty separate bills regarding this issue which need to be unified/consolidated. The General Assembly session begins on January 3rd.

B. Computerization Committee - there are some 30 officers currently utilizing the electronic citation process. Judge Armstrong advised that the system is working well but did note a couple of issues which need to be addressed. The printer thermal paper being used in the patrol cars has a tendency to fade and the tickets do not reflect the full street addresses for the traffic court locations. Lt. Col. Winstead advised that both of these issues would be addressed and could be easily remedied.

C. Homeland Security Grants - Louisville Metro is working closely with its lobbyists in Washington and Frankfort on these grant opportunities. The funding dollars are getting tighter and the grants are more competitive. Metro was recently awarded funding to install security cameras along the waterfront.

D. Crime and Justice Show - has four new tapings being aired.

There was some discussion on the confidentiality of youth records and an issue of employers being able to obtain information on a juvenile's history. Judge Armstrong stated that the driving records of youth ages 16-18 are available as adult records.

David again mentioned the Holiday Reception on December 12th and encouraged all to attend.

VI. ADJOURN/NEXT MEETING

With no further business before the Board, the meeting was adjourned. The next scheduled meeting is Thursday, February 16, 2006 at 2:00 p.m. in the Crown Room of the Judicial Center.